

HOUSE BILL 282

R5

2lr1386

By: **Delegates McConkey, Fisher, Frank, Glass, Holmes, Jacobs, Kipke, McComas, McMillan, Norman, Otto, Schulz, Smigiel, Vitale, and Weir**

Introduced and read first time: January 27, 2012

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws – Speed Monitoring Systems – Warnings**

3 FOR the purpose of requiring certain agencies to mail warning notices instead of
4 citations for certain violations recorded by a speed monitoring system for a
5 certain period of time after the speed monitoring system is first used; and
6 generally relating to speed monitoring systems.

7 BY repealing and reenacting, without amendments,
8 Article – Transportation
9 Section 21–809(c)
10 Annotated Code of Maryland
11 (2009 Replacement Volume and 2011 Supplement)

12 BY repealing and reenacting, with amendments,
13 Article – Transportation
14 Section 21–809(d)(2)
15 Annotated Code of Maryland
16 (2009 Replacement Volume and 2011 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article – Transportation**

20 21–809.

21 (c) (1) Unless the driver of the motor vehicle received a citation from a
22 police officer at the time of the violation, the owner or, in accordance with subsection
23 (f)(4) of this section, the driver of a motor vehicle is subject to a civil penalty if the

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 motor vehicle is recorded by a speed monitoring system while being operated in
2 violation of this subtitle.

3 (2) A civil penalty under this subsection may not exceed \$40.

4 (3) For purposes of this section, the District Court shall prescribe:

5 (i) A uniform citation form consistent with subsection (d)(1) of
6 this section and § 7-302 of the Courts Article; and

7 (ii) A civil penalty, which shall be indicated on the citation, to be
8 paid by persons who choose to prepay the civil penalty without appearing in District
9 Court.

10 (d) (2) (I) An agency may mail a warning notice instead of a citation to
11 the owner liable under subsection (c) of this section.

12 (II) AN AGENCY SHALL MAIL A WARNING NOTICE INSTEAD
13 OF A CITATION TO THE OWNER LIABLE UNDER SUBSECTION (C) OF THIS
14 SECTION FOR A VIOLATION RECORDED BY A SPEED MONITORING SYSTEM
15 DURING THE FIRST 30 DAYS THAT THE SPEED MONITORING SYSTEM IS IN USE.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2012.